

Panaji, 2nd April, 1998 (Chaitra 12, 1920)

S. K. Jain
SERIES II No. 1

OFFICIAL GAZETTE



GOVERNMENT OF GOA

Note: There are four Extraordinary issues to the Official Gazette, Series II No. 52 dated 26-3-98 as follows:

- 1) Extraordinary dated 26-3-1998 from pages 777 to 778 regarding Orders from Department of Home (Home General Division).
- 2) Extraordinary No. 2 dated 28-3-1998 from pages 779 to 780 regarding Notification from Department of Finance (Rev. & Exp. Division)
- 3) Extraordinary No. 3 dated 30-3-1998 from pages 781 to 782 regarding Order from Department of Finance (Rev. & Exp. Division).
- 4) Extraordinary No. 4 dated 1-4-1998 from pages 783 to 784 regarding Notification from Goa Legislature Secretariat.

GOVERNMENT OF GOA

Department of Education, Art & Culture

Directorate of Higher Education

Order

No. 23/2/97-DHE/158

Read: Memorandum No. 23/2/97-DHE dated 14-11-1997.

On the recommendation of the Goa Public Service Commission conveyed vide their letter No. COM/I/5/15(2)/95 dated 22-10-1997, Government is pleased to appoint Kum. Annie F. D'Souza E. Gomes on temporary basis to the post of Lecturer in Botany, on an initial pay of Rs. 2200/- in the pay scale of Rs. 2200-75-2800-100-4000/- with effect from the date of her joining the post as per the terms and conditions contained in the Memorandum cited above. She is posted in the Government College of Arts, Science & Commerce, Quepem, Goa.

Kum. Annie Gomes will be on probation for a period of two years.

The appointment is subject to her clearing the eligibility test for Lecturers conducted by University Grants Commission, CSIR or similar test accredited by the University Grants Commission within a period of two years from the date of her joining.

She should join duties within 30 days of the receipt of this order, failing which this order is liable to be cancelled without further notice.

The appointment is further subject to verification of character and antecedents. She is medically declared fit for the post.

By order and in the name of the Governor of Goa.

S. K. Jain, Jt. Secretary/Director (Hr. Education).

Panaji, 8th January, 1998.

Order

No. 21/1/97-DHE/164

Read: Memorandum No. 21/1/97-DHE dated 21-10-1997.

On the recommendation of the Goa Public Service Commission conveyed vide their letter No. COM/I/5/15(33)/89 dated 26-9-1997 Government is pleased to appoint Shri Filipe A. Rodrigues on temporary basis to the post of Lecturer in Computer Science (Software) on an initial pay of Rs. 2200/- in the pay scale of Rs. 2200-75-2800-100-4000/- with effect from the date of his joining the post as per the terms and conditions contained in the memorandum cited above. He is posted at Government College of Arts, Science and Commerce, Quepem, Goa.

Shri Filipe Rodrigues will be on probation for a period of two years.

The appointment is subject to his clearing the eligibility test for Lecturers conducted by University Grants Commission, CSIR or similar test accredited by the University Grants Commission within a period of two years from the date of his joining.

He should join duties within 30 days of the receipt of this order, failing which this order is liable to be cancelled without further notice.

The appointment is further subject to verification of character and antecedents. He is medically declared fit for the post.

By order and in the name of the Governor of Goa.

S. K. Jain, Jt. Secretary/Director (Hr. Education)

Panaji, 8th January, 1998.

Order

No. 11/1/54/97-DHE/PIB/1120

Read: Memorandum No. 11/1/84-EDN-IV/5889 dated 10-12-1997.

On the recommendation of the Goa Public Service Commission conveyed vide their letter No. COM/I/5/33(8)/97 dated 26-11-97, Government is pleased to appoint Shri Prashant J. Bhide on temporary basis to the post of Lecturer in Pharmaceutics, in the Goa College of Pharmacy, Panaji on an initial pay of Rs. 2200/- in the scale of Rs. 2200-75-2800-100-4000/- w.e.f. the date of joining the post as per the terms and conditions contained in the memorandum cited above.

Shri Prashant J. Bhide will be on probation for a period of one year.

He should join duties within 30 days of the receipt of this order, failing which this order is liable to be cancelled without further notice.

The appointment is further subject to verification of character and antecedents.

By order and in the name of the Governor of Goa.

A. K. Bidkar, Director of Technical Education and Additional Secretary.

Porvorim, 6th March, 1998.

Order

No. 17/4/67/97-DTE/1312

Read: Memorandum No. 17/2/38-97/DTE/5815 dated 5-12-97.

On recommendation of the Departmental Selection Committee, the Government is pleased to appoint Miss Cheryl B. Araujo on temporary basis to the post of Lecturer in Garment Technology in Government Polytechnic, Panaji on an initial pay of Rs. 2200/- in the scale of Rs. 2200-75-2800-100-4000/- w.e.f. 31-12-1997 (F.N.) as per the terms and conditions contained in the memorandum cited above.

Miss Cheryl B. Araujo will be on probation for a period of two years.

The appointment is further subject to verification of character and antecedents.

By order and in the name of the Governor of Goa.

A. K. Bidkar, Director of Technical Education and Additional Secretary.

Porvorim, 17th March, 1998.

Addendum

No. 16/41/97-DTE/1439

Read: Order No. 16/41/97-DTE/5726 dated 1-12-1997.

The date of joining in respect of Shri J. A. Laxminarayana, Assistant Professor in para No. 1 of above cited order shall be read as 31-7-1997 (F.N.).

By order and in the name of the Governor of Goa.

A. K. Bidkar, Director of Technical Education and Additional Secretary.

Porvorim, 23rd March, 1998.

Department of Forest

Notification

No. 2-26-97-FD/5609

Government is pleased to constitute of Core Group consisting of the following members for Forest Research coordination with immediate effect.

- | | | |
|---------------------------------------------------|---|-----------|
| 1. Conservator of Forests | — | Chairman. |
| 2. Dr. A. G. Untawale,
Representative of N.I.O | — | Member. |

3. Dr. Joe D'Souza,
Department of Microbiology
Goa University — Member.

4. Shri K. D. Sadhale,
Chairman, Nirmal Vishva — Member.

5. Dy. Conservator of Forests
Research & Utilization — Member Secretary.

2. The purpose and functions of the above Core Group are as follows:

1. To identify areas of Research.
 2. To advise scientists on the Research Programme.
 3. To coordinate the Research with other Institutes/individuals.
 4. To maintain liaison with the ICFRE institute and ICFRE.
 5. To hold workshop for setting research priorities in the State and prepare State Forestry Research Plan.
 6. To write State Forestry Research Plan.
3. The Group shall meet once in three months.

By order and in the name of Governor of Goa.

Richard D'Souza, Conservator of Forests & Ex-Officio Addl. Secretary.

Panaji, 18th February, 1998.

**Department of Home
(Home General Division)**

Order

No. 1/16/87-HD(G)

On the recommendation of Departmental Promotion Committee Shri Krishna D. Naik, Police Inspector (Wireless) is hereby promoted to the post of Deputy Superintendent of Police (Wireless) (Group 'B' Gazetted) in the Office of the Inspector General of Police, Panaji, in the pay scale of Rs. 6500-200-10500 on regular basis with immediate effect. His pay shall be fixed as per the rules.

2. He shall be on probation for a period of two years.

3. This issues with the approval of Goa Public Service Commission conveyed vide their letter No. COM/II/11/37(1)/96 dated 5-3-1998.

A. Mascarenhas, Under Secretary (Home).

Panaji, 18th March, 1998.

Order

No. 11-143-81-HD(G) Vol. III

Read: Government Order No. 11-143-81-HD(G) Vol. III dated 12-10-1995 regarding enhancement in the rates of pension given to freedom fighters.

Government is pleased to enhance the rates of State Pension to the freedom fighters w.e.f. 1-4-1998 as shown below:

a) Freedom Fighters not drawing Central Pension but drawing State pension only at the rate of Rs. 750/- p.m. will now draw Rs. 1,000/- (Rupees one thousand only) p.m.

b) There is no increase in pension for Freedom Fighters drawing Central Pension as well as State Pension since the Central Pension has been doubled. They will continue to draw Rs. 350/- p.m. as at present.

The expenditure in this regard shall be debited to the Budget Head of Account "2235-Social Security and Welfare Programme, 102-Pension under Social Security Scheme, 01-Swatantrata Sainik Samman Pension (Non Plan), 71-Pension. Order for disbursement of pension to the freedom fighters at the above rates by the respective treasury offices will be issued by the Director of Accounts.

This issues with the concurrence of the Finance Department vide their U.O. No. Fin (Exp.)/5432 dated 31-10-1997.

By order and in the name of the Governor of Goa.

A. Mascarenhas, Under Secretary (Home).

Panaji, 27th March, 1998.

Office of the Sub-Divisional Magistrate

Order

No. 27/SDM/MAP/LOUD-PERM/Misc/98-411

Various complaints have been received by this office that some Hotels/Restaurants and other individuals are playing loud music in their establishment both during the day and nights thus disturbing peace in the locality and thereby causing noise pollution and public nuisance in various parts of this Sub Division since the volume of loud speaker is not kept at a minimum audible level.

The Madhya Pradesh Control of Music and Noises Act, 1951 Samvat 2008 has been made applicable to the Union Territory of Goa, Daman & Diu and now the State of Goa and permissions for using loudspeakers have been granted by this office under the above Act to Hotels and other individuals at their request and after obtaining comments of the concerned Police authorities, from 7.00 a.m till the midnight by imposing certain conditions.

In view of the numerous complaints received by this office, I am of the view that the noise pollution has assumed dangerous proportion because amplified music is being played from 7.00 p.m. till early hours in the morning by some Hotels, Restaurants and individuals without control on volume of sound, which is termed as Nocturnal Noise under the above Act. As a result of the said nocturnal noise, generated by the amplified music, I find that the communal harmony that has been enjoyed by the different communities in the villages during the pre-electronic era is rapidly eroding due to the new epidemic of sound pollution since no one keeps a check to see whether the volume of sound is within the range of reasonability and at minimum audible level.

The Hon'ble High Court of Judicature at Bombay, Panaji Bench, Goa, in a public interest petition bearing No. 97/1997 has desired that the authorised officer should take all necessary precautions while granting permissions for use of loud speakers to ensure that the general public peace and tranquility should not be disturbed specially after midnight and before 4.00 a.m. in the morning.

In view of the observations made by the Hon'ble High Court of Judicature at Bombay, Panaji Bench, Goa in the above Writ Petition and in view of the situation that noise pollution has assumed dangerous proportion as can be seen from the numerous complaints received from the public, I find that the noise generated by amplified sound system from 7 p.m. to 4 a.m. is a nocturnal noise u/s 5 of the above Act and therefore prohibit the same in the entire Mapusa Sub Division comprising the Taluka of Pernem, Bardez, Bicholim and Satari. However, specific requests from Hotels/Restaurants and other individuals shall be considered from grant of permission for playing amplified music depending upon the merits of each case.

Any contravention of this order shall be dealt with strictly by the Police as per the provisions of the Madhya Pradesh Control of Music and Noises Act Samvat 2008.

This order comes into force with immediate effect.

M. C. Afonso, Sub Divisional Magistrate, Mapusa Sub-Division.

Mapusa, 21st January, 1998.

Department of Labour

Order

No. CL/Pub-Awards/97/2596

The following Award dated 2-6-1997 in Reference No. IT/36/95 given by the Industrial Tribunal, Panaji-Goa, is hereby published as required under the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

R. S. Mardolker, Ex-Officio Joint Secretary (Labour).

Panaji, 9th June, 1997.

IN THE INDUSTRIAL TRIBUNAL GOVERNMENT OF GOA AT PANAJI

(Before Shri Ajit J. Agni, Hon'ble Presiding Officer)

Ref. No. IT/36/95

Shri Jose I. Diniz,
(Since Deceased)
Represented by his legal representatives

(1) Mrs. Annie Godinho Diniz
(2) Shri Francis Xavier Diniz
(3) Inacio Custodio Diniz
(4) Damasceno Diniz
(5) Maxy Diniz
C/o Ritin Telles

— Workman/Party I

H. No. 270
Opp. Guardian Angel School
Bepaugel, Curchorem Goa.

V/s

M/s. Nova Dhatu Udyog Limited
33 Community Centre
Besant Lok, Vasant Vihar
New Delhi - 110057

— Employer/Party II

Workman/Party I - Represented by Shri K. V. Nadkarni.

Employer/Party II - Absent

Panaji, Dated: 12th May, 1997.

AWARD

In exercise of the power conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947), the Government of Goa by order No. 28/31/95-LAB dated 7-8-1995 referred the following dispute for adjudication by this Tribunal.

"Whether the action of the management of M/s. Navdhatu Udyog Ltd., Margao in terminating the services of Shri Jose I. Diniz, Crane Operator, w.e.f. 10-3-93 is legal and justified ?

If not, to what relief the workman is entitled ?"

2. On receipt of the reference, a case was registered under No. IT/36/95 and Registered A/D notice was issued to both the parties. The registered notice issued to the Party I (For short "Workman") was returned with postal endorsement "Expired" and notice issued to the Employer/Party II was returned unserved with postal endorsement "Party Left". Subsequently, Shri K. V. Nadkarni appeared and submitted that he wants to file an application for bringing the legal representatives of the deceased workman on record. He also submitted that he would submit the proper address of the Party II. There on 2-8-96, Shri Nadkarni filed an application on behalf of the legal representatives of the deceased workman dated 2-8-96 for bringing them on record in place of the deceased workman. Notice was issued to the Employer/Party II (For short "Employer") to file their say on the application filed by the legal representatives of the deceased workman. Registered notice issued to the Employer was returned unserved with postal endorsement "Left". Shri Nadkarni thereafter, furnished fresh address of the Employer and registered A/D notice was issued to the Party II on the said address. However, the said notice was also returned unserved with postal endorsement "Unclaimed". However, notice was thereafter issued to the Employer under certificate of posting informing the Employer that the case was fixed for filing their say on the application filed by the legal representatives for bringing them on record. On 9-12-96, on the said date, none appeared on behalf of the employer and therefore, another opportunity was given to the employer to file their say on 10-1-1997. On the said date also, none appeared on behalf of the employer and consequently, no say was filed on the application filed by the legal representatives of the deceased workman. In the circumstances, the application filed by the legal representatives dated 2-9-95 was allowed and they were brought on record as Party I in place of the deceased workman. Thereafter, the case was fixed for filing of the Statement of Claim on behalf of the Party I. However, inspite of several opportunities given, no claim statement was filed on behalf of the Party I. On 5-5-97, when the case was fixed for hearing, Shri Nadkarni, representing the Party I submitted that inspite of the notice given by him to the Party I, they did not approach him for giving instructions to prepare the Statement of Claim and, therefore, he was unable to file the Statement of Claim on behalf of the Party I.

3. The reference of the dispute was made by the Government at the instance of the workman since he challenged the action of the employer in terminating his services w.e.f. 10-3-93 and as such, he raised an industrial dispute. The Bombay High Court, Panaji Bench in the case of V. N. S. Engg., Services V/s Industrial Tribunal Goa, Daman and Diu and another reported in FJR Vol. 71 at page 393 has held that there is nothing in the Industrial Disputes Act, 1947 that indicates a departure from the general rule that he who approaches a Court for relief should prove his case i.e. the obligation to lead evidence to establish an allegation, the test being that he who does not lead evidence must fail.

The Bombay High Court further held that the provisions of Rule 10-B of the Industrial Disputes Act, 1947 (Central Rules 1957) which requires the party raising a dispute to file a statement of demands relating only to the issue in the order of reference for adjudication within 15 days from the receipt of the order of reference and forward copies to the opposite party involved, clearly indicates that the party who raises the industrial dispute is bound to prove the contention raised by him and an Industrial Tribunal or Labour court would be erring in placing the burden of proof on the other party to the dispute. In another case, i.e. in the case of V. K. Raj Industries V/s Labour Court (I) and others reported in 1981 (29) FLR 194, the Allahabad High Court has held that the proceedings before the Industrial Tribunal are judicial in nature even though the Indian Evidence Act is not applicable to the proceedings before the Industrial Court, but the principles underlying the said Act are applicable. The High Court has further held that it is well settled that if a party challenges the validity of an order, and if no evidence is produced, the Party invoking the jurisdiction must fail. The High Court has also held that if the workman fails to appear or to file written statement or produce evidence, the dispute referred by the Government cannot be answered in favour of the workman and he will not be entitled to any relief.

4. In the present case, the Government made the reference against the workman as he contended that the termination of his services by the employer w.e.f. 10-3-93 is illegal and unjustified. The legal representatives of the deceased workman, i.e. the Party I, filed an application to bring them on record in place of the deceased workman which was allowed and consequently, they were brought on record as party I in this proceedings. The Party I was given several opportunities to file their Statement of Claim but they failed to do so. Shri Nadkarni, representing the Party I also produced a letter dated 25-4-95 addressed by him to the Party I intimating them that the case was fixed for filing the Statement of Claim by them on 5-8-95 at 10.30 a.m. and that they should contact him in advance so as to prepare the statement of Claim, failing which it would be presumed that they are not interested in the matter. Shri Nadkarni submitted that inspite of the said letter which was received by the Party I, the Party I did not contact him which showed that they were not interested in the matter and therefore, he could not file the Statement of claim on behalf of the Party I. This shows that the Party I are not interested in proceeding further with the matter and therefore, no statement of Claim was filed on their behalf. There is, therefore, no material before me to hold that the action of the employer in terminating the services of the workman was not legal and justified. In the absence of any evidence it cannot be held that the action of the employer in terminating the services of the workman is illegal and unjustified as laid down by the Bombay High Court, Panaji Bench in the case of V.N.S. Engg., Services (Supra) and that of the Allahabad High Court in the case of V. K. Raj Industries (Supra).

5. In the circumstances, I hold that the Party I has failed to prove that the action of the employer in terminating the services of the workman w.e.f. 10-3-93 is not legal and justified. Hence, I pass the following order.

Order

It is hereby held that the action of the management of M/s Navdhatu Udyog Limited, Margao, in terminating the services of the workman Shri Jose I. Diniz, Crane Operator with effect from 10-3-1993 is legal and justified.

No order as to costs.

Inform the Government accordingly.

Sd/-
(Ajit J. Agni)
Presiding Officer
Industrial Tribunal

Department of Public Health
Directorate of Health Services

Order

No. 2/5/96-II/PHD

Read: Memorandum No. 2/5/96-II/PHD dated 21-7-96.

On recommendation of Goa Public Service Commission vide their letter No. COM/1/5/30(2)/93 dated 14-6-96, Government is pleased to appoint Dr. (Mrs.) Deepa H. Kamat to the post of Assistant Lecturer in Anatomy, Goa Medical College on an initial pay of Rs. 2200/- in the scale of pay of Rs. 2200-75-2800-EB-100-4000+N.P.A with immediate effect as per the terms and conditions contained in the above referred Memorandum.

Dr. (Mrs.) Kamat will be on probation for a period of 2 years.

Dr. (Mrs.) Kamat has been medically examined and found fit for the post. The appointment is made pending verification of her character and antecedents.

By order and in the name of the Governor of Goa.

E. A. Cardozo, Under Secretary (Health).

Panaji, 13th September, 1996.

Order

No. 8/93/87-I/PHD

On the recommendation of the Goa Public Service Commission vide their letter No. COM/1/6/24(1)/90 dated 2-2-98, Dr. Prakash G. S. Kudchadkar presently working on ad hoc basis is hereby appointed on regular basis to the post of Medical Officer or of equal grade in the pay scale of Rs. 8000-275-13500 with pay protection as per rules under the Directorate of Health Services with immediate effect. He shall be junior to the existing regular Medical Officers in the Directorate of Health Services. However his probation period is dispensed with in view of the fact that he has put in 20 years service on ad hoc basis in the said post.

He shall continue to work where he is working at present.

He has been declared medically fit at the time of his initial appointment on ad hoc basis.

By order and in the name of the Governor of Goa.

Dr. A. V. Salelkar, Ex-Officio Jt. Secretary/DHS.

Panaji, 2nd March, 1998.

Order

No. 7/21/91-I/PHD

Dr. Ramesh Malkarnekar, Chief Medical Officer (S.T.D.) is hereby directed to look after Hospicio Hospital, Margao as Medical Superintendent cum Deputy Director, Hospicio Hospital, Margao with

immediate effect. Dr. Bicaji Ghanekar, Chief Medical Officer (Filaria) is directed to hold additional charge of S.T.D. until further orders.

By order and in the name of the Governor of Goa.

E. A. Cardozo, Under Secretary (Health).

Panaji, 14th August, 1996.

Department of Revenue

Notification

No. 22/108/95-RD

Whereas it appears to the Government of Goa (hereinafter referred to as "the Government") that the land specified in the Schedule hereto (hereinafter referred to as the "said land") is likely to be needed for public purpose viz. for improvement and Black topping of road from Karmaliwada to Malbhat, Toleband and Bamanwada in V. P. Cacora.

Now, Therefore, the Government hereby notifies, under sub-section (1) of section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as the "said Act") that the said land is likely to be needed for the purpose specified above.

2. All persons interested in the said land are hereby warned not to obstruct or interfere with any surveyor or other persons employed upon the said land for the purpose of the said acquisition. Any contract for the disposal of the said land by sale, lease, mortgage, assignment, exchange or otherwise, or any outlay commenced or improvements made thereon without the sanction of the Collector appointed under paragraph 4 below, after the date of the publication of this Notification, will under clause (seventh) of section 24 of the said Act, be disregarded by him while assessing compensation for such parts of the said land as may be finally acquired.

3. If the Government is satisfied that the said land is needed for the aforesaid purpose, a declaration to that effect under section 6 of the said Act, will be published in the Official Gazette and in two daily newspapers and public notice thereof shall be given in due course. If the acquisition is abandoned wholly or in part, the fact will also be notified in the same manner.

4. The Government further appoints, under clause (c) of section 3 of the said Act, the Deputy Collector (LA), Collectorate South Goa, Margao to perform the functions of a Collector under the said Act in respect of the said land.

5. The Government also authorises under sub-section (2) of section 4 of the said Act, the following Officers to do the Acts, specified therein in respect of the said land.

1. The Collector, South Goa District, Margao.
2. Deputy Collector (LA), Collectorate South Goa, Margao.
3. Ex-Engineer, W.D. XXV (Roads), PWD, Borda, Margao.
4. The Director, Settlement & Land Records, Panaji.

6. A rough plan of the said land is available for inspection in the Office of the Deputy Collector (LA), Collectorate of South Goa, Margao for a period of 30 days from the date of publication of this Notification in the Official Gazette.

SCHEDULE			1	2	3
(Description of the said land)					
<i>Taluka: Quepem</i>			<i>Village: Cacora</i>		
Survey No./ Sub. Div. No.	Names of the persons believed to be interested	Approx. area in sq. mts.			
1	2	3			
203/6 part	O: Shantaram Hede.	1000	313/5 part	O: Talaulikar. T: Tukaram Vaman Naik.	225
275/8 "	O: Vaikunth Sinai Talaulikar. T: 1. Bendita Vaz. 2. Antonita Vaz.	110	313/4 "	O: Gajanad Pundalik Naik Karmali. T: Ram Shankar Ghadi.	260
267/1 "	O: 1. Purshottam Vithal Prabhu Dessai. 2. Dr. Prasad Shanu Prabhu Dessai. T: Esabela Sequeira.	375	313/3 "	O: Suman Vithal Naik Karmali. T: Custodio Jose Baretto.	185
267/2 "	O: 1. Purshottam Vithal Prabhu Dessai. 2. Dr. Prasad Shanu Prabhu Dessai. T: Jose Fernandes.	420	313/14 "	O: Gurudas Pundalik Naik Karmali. T: Jose Baretto.	15
268/2 "	O: Mariano Fernandes.	575	313/9 "	O: 1. Krishna Dulba Naik Karmali. 2. Jainu Kust Gaonkar. 3. Govind Kust Gaonkar. 4. Chandrakant Kust Gaonkar.	75
268/4 "	O: Balchandra Keshav Sinai Cacodkar. T: Piedade Furtado.	225	313/1 "	O: Deu Ligma. T: Gopal Jiju Prabhudessai.	150
268/3 "	O: Balchandra Keshav Sinai Cacodkar. T: Niclau Dias.	475	382/1 "	O: Prakash Shanu Prabhudessai. T: Gopinath Balso Prabhudessai.	175
268/5 "	O: Shamba Govind Sinai Cacodkar. T: 1. Dominge Fernandes. 2. Manuel Fernandes.	85	314/27 "	O: Vasant Dulba Naik Karmali. T: Tulsidas Dattu Chari.	85
268/1 "	O: Satchit Shripad Sinai Cacodkar.	675	314/38 "	O: Vasant Dulba Naik Karmali. T: Shamba Pandurang Chari.	120
266/1 "	O: Krishna Dulaba Naik Karmali.	30	314/39 "	O: Vasant Dulba Naik Karmali.	30
312/1 "	O: Dulba Naik Karmali.	315	314/40 "	O: Vasant Dulba Naik Karmali. T: Shamba Pandhari Chari.	30
312/2 "	O: Dulba Naik Karmali. T: Tulsidas Datta Chari.	125	314/41 "	O: Vasant Dulba Naik Karmali. T: Tulsidas Dattu Chari.	20
312/3 "	O: Govind Mahadev Naik Karmali.	150	314/28 "	O: Govind Mahadev Naik Karmali.	40
312/4 "	O: Radha Hari Kakodkar.	100	314/29 "	O: Radha Hari Kakodkar.	85
312/5 "	O: Sarvottam Venkatesh Kudchadkar. T: Shankar Ghadi.	80	314/30 "	O: Sarvottam Venkatesh Kudchadkar. T: Yeshwant Shankar Ghadi.	85
312/6 "	O: Suman Vithal Naik Karmali. T: Custodio Jose Baretto.	135	314/31 "	O: Suman Vithal Naik Karmali. T: Custodio Jose Barreto.	50
312/7 "	O: Talaulikar. T: Tukaram Vaman Naik.	80	314/32 "	O: Talaulikar. T: Tukaram Vaman Naik.	20
312/8 "	O: 1. Bhagwant Pandhari Naik Karmali. 2. Gurudas Pundalik Naik Karmali. 3. Jaiwant Giri Naik Karmali. 4. Laxmikant P. N. Karmali. 5. Bhaskar D. N. Karmali. 6. Narendra D. N. Karmali. T: Custodio Jose Barretto.	250	314/33 "	O: 1. Gharu Karmali. 2. Bhagwant Karmali. 3. Jaiwant Karmali. T: Custodia Jose Baretto.	60
312/9 "	O: Suman Vithal Naik Karmali. T: Custodio J. Baretto.	85	314/34 "	O: Gajanan Pundalik Naik Karmali. T: Custodio Baretto.	60
312/10 "	O: Suman Vithal Naik Karmali. T: Custodio J. Baretto.	50	314/35 "	O: 1. Gurudas Pundalik Naik Karmali. 2. Sadanad Jaiwant Naik Karmali. T: Custodio Jose Barretto.	30
312/11 "	O: Bhagwant Pandhari Naik Karmali. T: Alex Dias.	100	314/36 "	O: Bhagwant Pandhari Naik Karmali. T: Alex Dias.	105
313/6 "	O: Sarvottam Venkatesh Kudchadkar. T: Yeshwant Shankar Ghadi.	30	240/5 "	O: Maghasham R. S. Kakodkar.	1350
			240/3 "	O: — do —	400
			240/1 "	O: Satchit Kakodkar.	475
			253/34 "	O: Satchit Kakodkar. T: Gabriel Dias. Joao Dias.	525

Boundaries:

North: S. No. 203/6.
South: S. No. 203/6.
East: S. No. 203/6.
West: Path (Road).

1	2	3
	North: S. No. 275/8, Path, 267/1 & 2, 268/2, 3, 4, 1. South: S. No. 266/1, Path, 267/1, 2, 268/2, 4, 3. East: S. No. 267/2, 268/4, 5, 1. West: Path, 267/2, 268/3, 4, 1. North: S. No. 314/27, 38, 39, 40, 41, 28 to 36, 313/5, 4, 3, 14, 1, 382/1. South: S. No. 312/1 to 11, 313/6, 7, 5, 4, 3, 9, 1, 382/1. East: S. No. 382/2, 313/3, 4, 5. West: S. No. 312/1, 313/4, 3, 5. North: S. No. 253/30, 240/5. South: S. No. 240/5. East: S. No. 239/2, 5, 9, 11, 13. West: S. No. 253/34, 240/1, 3, 242/2.	
	Total.....	10125

By order and in the name of the Governor of Goa.

Smt. A. Menezes, Under Secretary (Revenue).

Panaji, 26th September, 1997.

Notification

No. 22/76/97-RD

Whereas by Government Notification No. 22/76/97-RD dated 29-7-97 published on pages 357, 358 of Series II, No. 24 of the Official Gazette, dated 11-9-97 and in two newspapers (1) Navhind Times dated 9-8-97 (2) Gomantak dated 10-8-97 it was notified under section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as "the said Act") that the land, specified in the Schedule appended to the said Notification was likely to be needed for the public purpose viz. for construction of 33/11 KV Sub-Station at Candolim.

And whereas, the Government of Goa (hereinafter referred to as "the Government") after considering the report made under sub-section (2) of section 5A of the said Act is satisfied that the land specified in the Schedule hereto is needed for the public purpose specified above (hereinafter referred to "the said land").

Now, therefore, the Government hereby declares, under section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government also appoints, under clause (c) of section 3 of the said Act, the Dy. Collector (LA), Collectorate North Goa, Panaji to perform the functions of a Collector for all proceedings hereinafter to be taken in respect of the said land, and directs him under section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the Office of the said Dy. Collector (LA), Collectorate North Goa, Panaji till the award is made under section 11.

SCHEDULE

(Description of the said land)

Taluka : Bardez		Village : Candolim
Survey No./ Sub. Div. No.	Name of the person believed to be interested	Approx. area in sq. mts.
1	2	3
184 part	O: Comunidade of Candolim.	4020
Boundaries:		
North: S. No. 184.		
South: S. No. 184.		
East: S. No. 184.		
West: S. No. 184.		
Total:.....		4020

By order and in the name of the Governor of Goa.

Smt. A. Menezes, Under Secretary (Revenue).

Panaji, 16th March, 1998.

Department of Science & Technology

Order

No. 7/12/94/STE/251

Whereas vide S. O. 60 (E) dated 27-1-1994, the Government of India, Ministry of Environment & Forests New Delhi, issued the Environment Impact Assessment Notification, 1994, specifying inter-alia, the requirements and procedure for seeking environmental clearance of projects (hereinafter called the "EIA Notification").

And whereas the EIA Notification was amended vide Notification No. S.O. 318 (E) dated 10-4-1997, whereby Public hearing has been made mandatory for all the projects specified in Schedule-I of EIA Notification.

And whereas vide subsequent Notification No. S.O. 319 (E) dated 10-4-1997, powers have been delegated to the State Department of Environment for issue of environmental clearance to any thermal power plant falling within the following categories, namely:-

(1) Co-generation Captive Plants:

- Co-generation Plants (all co-generation plant irrespective of the installed capacities).
- Captive Power Plants. Upto 250 MW (both coal and gas/naphtha based) coming up separately and not alongwith the main industry.

(2) Utility Projects:

- Coal based plants upto 500 MW using fluidized bed technology subject to sensitive areas restrictions.
- Coal based Power Plants upto 250 MW using conventional technologies.
- Gas/Naphtha based plants upto 500 MW.

And whereas the aforesaid Notifications shall apply to all projects which are received after 10th April, 1997. Now, therefore, it is hereby directed that the State authorities including the State Pollution Control Board, State Industries Department, State Electricity Department, Economic Development Corporation, IDC etc., should advise the project proponents, *not to initiate* any project coming within the purview of twenty nine categories of developmental projects specified in Schedule - I of the EIA Notification, before the issue of environmental clearance by the Central Government.

Further, a proponent planning to establish any power plant falling in the categories cited above, should apply to the State Department of Science, Technology & Environment, and the public hearing in such cases shall be conducted by the Goa State Pollution Control Board as per the provisions of the said Amendment Notification dated 10-4-1997. The consent to establish (NOC) of the Pollution Control Board shall be issued to such projects only after conducting the public hearing. The expenditure to be incurred for conducting the public hearing shall be collected from the proponent concerned.

Also, in pursuance of clause (3) of Schedule - IV to the EIA Notification, the Government of Goa hereby constitutes the relevant public hearing panels with the composition of the members as detailed in the ANNEXURE to this Order.

By order and in the name of the Governor of Goa.

Dr. N. P. S. Varde, Director/Joint Secretary (STE).

Panaji, 20th March, 1998.

ANNEXURE - I

(Government Order No. 7/12/94/STE/251 dated 20-3-1998)

Public hearing Panel for the proponent Salgaonkar Reliance Power Project

(1) Member Secretary of the Goa State Pollution Control Board or his representative;

(2) District Collector or his nominee;

(3) Chief Electrical Engineer or his representative;

(4) Director of the Department of Science, Technology & Environment;

(5) Representatives of local bodies as under:

- (1) Shri Subash Narvekar — Municipality
- (2) Shri Vishwasrao Dessai — Panchayat
- (3) Shri Sanjay Gauns Dessai — Panchayat

(6) Senior Citizens of the area, as under:-

- (1) Shri Fenelon Rebello — r/o Murmutti, Opp. Presentation Convent, Margao.
- (2) Smt. Madelina Pereira — Chairperson, Mormugao Municipal Council, Vasco-da-Gama.
- (3) Shri John Manuel Vaz — M.L.A., Mormugao Assembly Constituency, Vasco-da-Gama.